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Paper No. 7

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**JUN 21 2004**

In re Application of	:	OFFICE OF PETITIONS
Mosing et al.	:	
Application No. 09/723,865	:	ON PETITION
Filed: November 28, 2000	:	
Attorney Docket No. FRANK's CASING-075	:	

This decision concerns the April 13, 2004 petition under 37 CFR 1.137(b).

The petition is **DISMISSED**.

On January 18, 2002, a non-final Office action was mailed, setting forth a 3-month shortened statutory period for reply ("1/18/02 non-final Office Action"). The Office action also noted the Examiner's objections to the drawings.

No response was filed on or before July 18, 2002, and no extension of time under 37 CFR 1.136(a) was obtained. The application became abandoned on April 19, 2002.

The instant petition seeks to revive the application under 37 CFR 1.137(b).

A grantable petition under 37 CFR 1.137(b), in the instant case, must be accompanied by: (1) a **full and proper reply to the 1/18/02 non-final Office Action**, unless previously filed; (2) the \$1,330 petition fee; and (3) a statement that the entire delay in filing the required reply from the due date until the filing of a grantable §1.137(b) petition was unintentional.

The instant petition authorizes the USPTO to charge the petition fee to Deposit Account No. 13-2166, and encloses an amendment and a set of substitute drawings. These substitute drawings are objected to by the draftsman (see attached report). The petition is thus dismissed.

A renewed §1.137(b) petition must:

-include properly corrected drawings;<sup>1</sup>

-be filed within **TWO MONTHS** of the mailing date of this decision;<sup>2</sup>

and should be addressed to:

Mail Stop Petitions  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Telephone inquiries should be directed to the undersigned at (703) 308-0763.



RC Tang  
Petitions Attorney  
Office of Petitions

Attachment: 6/17/04 Notice of Draftsperson's Patent Drawing Review

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<sup>1</sup> Any information/papers already filed with the instant petition (e.g., the amendment) should not be re-submitted.

<sup>2</sup> Extensions of time under 37 CFR 1.136(a) are available. 37 CFR 1.137(e)(1).